

DECLARATION AND POWER OF ATTORNEY  
FOR UTILITY OR DESIGN PATENT APPLICATION

☐ Submitted with Initial Filing

☒ Submitted after Initial Filing  
(Surcharge (37 CFR 1.16(e)) required)

Attorney Docket No.: 35966

Application Number: 10/629,396

First Named Inventor: Hiroto NISHIDA

Filing Date: July 29, 2003

Group Art Unit: \_\_\_\_\_

Examiner Name: \_\_\_\_\_

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

"OPTICAL DISK DRIVING APPARATUS"

the specification of which (check only one item below)

☐ is attached hereto,

OR

☒ was filed on (MM/DD/YYYY) July 29, 2003 as United States Application Number  
or PCT International Application Number 10/629,396 and was amended  
on (MM/DD/YYYY) \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d), or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

<u>Country</u>	<u>Prior Foreign Application Number(s)</u>	<u>Foreign Filing Date (MM/DD/YYYY)</u>	<u>Priority Claimed?</u>
<u>Japan</u>	<u>2002-221283</u>	<u>July 30, 2002</u>	<u>Yes</u>
<u>                    </u>	<u>                                    </u>	<u>                                    </u>	<u>                    </u>
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<u>                    </u>	<u>                                    </u>	<u>                                    </u>	<u>                    </u>

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

<u>Provisional Application Number(s):</u>	<u>Filing Date: (MM/DD/YYYY)</u>
<u>                                    </u>	<u>                                    </u>
<u>                                    </u>	<u>                                    </u>

I hereby claim the benefit under 35 U.S.C. 120, of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

<u>U.S. Parent Application or PCT Parent Number</u>	<u>Parent Filing Date (MM/DD/YYYY)</u>	<u>Parent Patent Number (if applicable)</u>
<u>                                    </u>	<u>                                    </u>	<u>                                    </u>
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As a named inventor, I hereby appoint each of the following as my attorneys with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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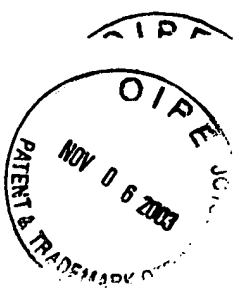
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Inventor / Applicant: HIROTO Nishida et al.

Title: OPTICAL DISK DRIVING APPARATUS

Serial No. 10/639,396 Patent No. \_\_\_\_\_ Date: \_\_\_\_\_

Filed: 2129103 Examiner: \_\_\_\_\_

Enclosed Are:

☐ PATENT APPLICATION

\_\_\_\_ New Application Transmittal

\_\_\_\_ Fee Transmittal (in duplicate)

\_\_\_\_ Application Data Sheet

☒ Declaration & Power Of Attorney 3 pgs.

\_\_\_\_ Pgs. of Claims

\_\_\_\_ Sheet(s) of Drawing(s)

\_\_\_\_ Formal \_\_\_\_\_ Informal

\_\_\_\_ Continuation or Division

☐ ASSIGNMENT \_\_\_\_\_ pgs.

\_\_\_\_ Transmittal(s)

\_\_\_\_ Original \_\_\_\_\_ Copies

☐ INFORMATION DISCLOSURE

\_\_\_\_ PTO-1449 \_\_\_\_\_ Refs.

☐ AMENDMENT \_\_\_\_\_

in Response to Paper No. \_\_\_\_\_

Priority Documents \_\_\_\_\_ listed below

Other postcard

2pg Transmittal letter

CHECK(S) IN THE AMOUNT(S) OF

\$ 130 \$ \_\_\_\_\_

Client Code ARI Doc. No. 35966

nmwcljma Date 10117103

ACKNOWLEDGES RECEIPT OF:

